THE HIGH COURT OF UTTARANCHAL AT NAINITAL.

Civil Contempt Petition No. 50 of 2006 (S/J)

1. Mohan Singh Koshyari, Assistant Teacher,
   S/O Late Sri Tej Singh Koshyari, R/O Gularbhoj
   P.O. Gularbhoj Khas, Tehsil Gadarpur, District
   Udham Singh Nagar, presently posted at Purva Madhyamik
   Vidyalaya Basani Kshetra, Haldwani, Post-Bail,
   Tehsil Haldwani Via Patwadangar, Nainital.
2. Makhan Singh, Assistant Teacher,
   S/O Sri Umrao Singh, Resident of Town Area,
   Sultanpur Khas, Tehsil, Gadarpur, District Udham Singh
   Nagar, presently post at Purva Madhyamik Vidyalaya Basani
   Kshetra Haldwani, Post-Bail, Tehsil Haldwani via Patwadangar,
   Nainital.

….. Applicants.

Versus

1. Dan Singh Rautela, Joint Director Kumaon Mandal, Nainital.
2. Satya Narayan, Upper Zila Shiksha Adhikari (Basic) Udham Singh Nagar.

…….. Respondents.

Sri Deep Chandra Joshi, Adv., learned counsel for the applicants.

Dated May 19, 2006.

PC: (Hon'ble B.S. Verma, J.)

Heard learned counsel.

This contempt petition has been filed against the respondents for having committed deliberate non-compliance and flouting of the order dated 06-01-2005 passed by this Court in Writ Petition No. 1486 (S/S) of 2005.

Notices were issued to the respondents on 10-3-2006 for their response as to the compliance of the Order dated 6-10-2005 passed in aforesaid writ petition within a period of six weeks.

In Writ Petition No. 1486 (S/S) of 2005, an order was passed by this Court directing the respondents to decide the representation made by the petitioners within a period of four weeks

from the date of receipt of certified copy of the order. The record reveals that the representation has been decided by respondent no. 1 on 13.12.2005, as is evident from Annexure No.2 filed by the petitioner along with the contempt petition. It reveals from a perusal of Annexure-2 that the order passed by this Court has already been complied with by the respondent no.1.

Accordingly the contempt petition is dismissed. Notices are discharged. However, the petitioners will be at liberty to file a fresh writ petition against the order passed on their representations.

(B.S. Verma, J.)

RCP